

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

ACUITY BRANDS LIGHTING, INC.,

Plaintiff,

v.

ULTRAVISION TECHNOLOGIES, LLC,

Defendant.

C.A. No. 19-2207-MN

**JURY TRIAL DEMANDED**

**DEFENDANT ULTRAVISION TECHNOLOGIES, LLC’S MOTION  
TO DISMISS FOR LACK OF SUBJECT MATTER JURISDICTION**

Defendant Ultravision Technologies, LLC (“Ultravision”) respectfully moves this Court to dismiss all claims of Plaintiff Acuity Brands Lighting, Inc.’s Complaint for Declaratory Judgment, D.I. 1, pursuant to Fed. R. Civ. P. 12(b)(1) for lack of subject matter jurisdiction. In the alternative, Ultravision respectfully moves this Court, pursuant to the first-to-file rule, to dismiss this action, or stay the action pending resolution of the first-filed Texas action

The grounds for the motion are further set forth in Ultravision’s brief in support filed contemporaneously herewith.

Dated: December 23, 2019

BAYARD, P.A.

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